

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

April 30, 2003

DIVISION ONE

B158567 People (Not for Publication)
v.
Jones

The judgment is affirmed.

Mallano, J.

We concur: Ortega, Acting P.J.
Vogel (Miriam A.), J.

B156699 People (Not for Publication)
v.
Morales

The judgment is affirmed.

Mallano, J.

We concur: Ortega, Acting P.J.
Vogel (Miriam A.), J.

B158575 People v. Broyles (Not for Publication)

The judgment is affirmed.

Mallano, J.

We concur: Ortega, Acting P.J.
Vogel (Miriam A.), J.

April 30, 2003 (Continued)

DIVISION ONE (Continued)

[illegible]

The judgment is affirmed.

Mallano, J.

We concur: Ortega, Acting P.J.
Vogel (Miriam A.), J.

DIVISION THREE

[illegible]

The judgment is affirmed. Respondent(s) to recover costs.

Aldrich, J.

We concur: Klein, P.J.
Kitching, J.

B157856 People (Not for Publication)
v.
Lodge

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.
Aldrich, J.

DIVISION THREE (Continued)

B154544 People v. Spradley (Not for Publication)
B160827 In re Jeffrey W. Spradley on Habeas Corpus

The judgment of conviction is affirmed. The portions of the judgment imposing an additional one-year enhancement imposed pursuant to section 667.5, subdivision (b), and doubling Spradley's sentence for his conviction of possession of methamphetamine pursuant to the Three Strikes law are reversed. The cause is remanded for trial on the issue of whether Spradley suffered the prior convictions, and for resentencing. Spradley's petition for writ of habeas corpus is denied.

Aldrich, J.

We concur: Klein, P.J.
 Kitching, J.

B149098 Claxton (Certified for Publication)
 v.
 Atlantic Richfield Company, et al.

The judgment is reversed. Claxton shall recover costs on appeal.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

B153326 People (Not for Publication)
 v.
 Grant

The abstract of judgment shall be modified to reflect conviction in count one of possession of a controlled substance in violation of Health and Safety Code section 11350, subdivision (a). As so modified, the judgment is affirmed. The clerk of the superior court shall prepare and forward to the Department of Corrections an amended abstract of judgment.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

April 30, 2003 (Continued)

DIVISION THREE (Continued)

B152028 People v. Jordan (Certified for Publication)
B155863 In re Paul Jordan on Habeas Corpus.

The case is remanded with directions to strike or impose the prior prison term enhancement and, if necessary, to resentence Jordan. The abstract of judgment is ordered corrected to reflect a laboratory analysis fee in the amount of \$50 and penalty assessment attributable thereto in the amount of \$85. In all other respects, the judgment is affirmed. The clerk of the superior court is directed to prepare and forward to the Department of Corrections an amended abstract of judgment. The petition for writ of habeas corpus is denied.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

B152735 People v. Dorsey (Not for Publication)
B157177 In re David J. Dorsey on Habeas Corpus

The judgment is modified to reflect 224 days of actual custody credit and 112 days of presentence conduct credit, for a total of 336 days presentence custody credits. The clerk of the superior court is directed prepare a corrected abstract of judgment and to forward a copy to the Department of Corrections. In all other respects, the judgment is affirmed. Dorsey's petition for writ of habeas corpus is denied.

Aldrich, J.

We concur: Klein, P.J.
 Croskey, J.

April 30, 2003 (Continued)

DIVISION FIVE

B156883 People (Not for Publication)
v.
Cornelius Sean Burford

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Grignon, J.

DIVISION SIX

B162504 People (Not for Publication)
v.
Manuel Joe D.

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
Perren, J.

B160936 Petruska, et al. (Not for Publication)
v.
Applegate-Carlentine

The order issuing the injunction is affirmed. Costs to respondents.

Perren, J.

We concur: Gilbert, P.J.
 Yegan, J.

DIVISION SEVEN

B160130 Manriquez (Certified for Publication)
 v.
 Adams, et al.

The judgment is reversed and the case is remanded to the trial court to calculate attorney fees in accordance with the views expressed in this opinion. Each party is to bear his or her own costs on appeal.

Perluss, P.J.

We concur: Woods, J.
 Munoz, J. (Assigned)

B159886 People (Not for Publication)
 v.
 Moya

The judgment is affirmed.

Perluss, P.J.

We concur: Woods, J.
 Munoz, J. (Assigned)

B155092 People (Not for Publication)
 v.
 Sevier

The judgment is affirmed.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

April 30, 2003 (Continued)

DIVISION SEVEN (Continued)

B158290 People (Not for Publication)
v.
Cruz

The judgment is affirmed.

Munoz, J. (Assigned)

We concur: Perluss, P.J.
Woods, J.

DIVISION EIGHT

Court convened at 9:05 A.M.

Present: Cooper, P.J., Rubin, J., Boland, J. and Emma Jean Amos, Deputy Clerk.

Each of the following:

B153215 Baxter v. LA Unified School District et al.
B153447 People v. De Santiago and Marin
B158604 People v. Berreondo
B159289 People v. Thompson
B159825 People v. Melero
B160841 People v. Joey H.
B161623 People v. Stallworth

Argument waived, cause submitted.

B160742 Nguyen et al.,
v.
Farmers Insurance Exchange

Merits:
Argued by Dale E. Washington for appellants and by Mark G. Boino for respondent. Cause submitted.

DIVISION EIGHT (Continued)

B155063 Lamanna, et al.
 v.
 Sheipe

Merits:
Argued by Hillary Arrow Booth for appellants and by Jeff Berke for respondent. Cause submitted.

B161178 Veto
 v.
 Veto IV
 Guardianship of Sophia Christine Veto

Merits:
Argued by Randy E. Bendel for appellant and by Eugene Salmonsens for respondent and appearance only by David Livingston for respondent. Cause submitted.

B154862 Wolff
 v.
 Holmes

Merits:
Argued by Margaret E. Monos for appellant and by Daniel L. Germain for respondent. Cause submitted.

B158891 People
 v.
 Bell

Oral argument continued to the May calendar.

Court adjourned at 10:40 a.m.

DIVISION EIGHT (Continued)

[illegible]

The judgment is modified only insofar as it imposed consecutive sentences for both counts 13 and 14. The clerk of the superior court is directed to amend the abstract of judgment to state that the eight-month sentence imposed on count 14 is stayed pursuant to Penal Code section 654. In all other respects, the judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.
Boland, J.

[illegible]

The judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.
Boland, J.

B149100 CUNA Mutual Life Insurance Co. (Certified for Publication)
v.
Los Angeles County Metropolitan Transportation Authority

The judgment is reversed and the matter remanded. CUNA shall recover its costs on appeal.

Rubin, J.

We concur: Cooper, P.J.
Boland, J.

April 30, 2003 (Continued)

DIVISION EIGHT (Continued)

B153215 Baxter (Not for Publication)
v.
Los Angeles Unified School District

The order denying Baxter's petition to compel arbitration is affirmed. Each party to bear its or her own costs.

Cooper, P.J.

We concur: Rubin, J.
Boland, J.

B158127 Yamada (Not for Publication)
v.
Deventer, et al.

The judgment is reversed. Yamada is to recover his costs on appeal.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.

B159822 Gutierrez (Not for Publication)
v.
All American Products Company, Inc.

The judgment is affirmed. Respondent is awarded its costs of appeal.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.

April 30, 2003 (Continued)

DIVISION EIGHT (Continued)

B157893 People (Not for Publication)
v.
Love

The judgment is modified as follows: appellant is credited with 361 days of actual presentence custody and 180 days of presentence conduct credit, for a total of 541 days. The trial court is directed to amend the abstract of judgment to reflect the correct credits and to send a copy of the amended abstract to the Department of Corrections. As modified, the judgment is affirmed.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.

B159632 Los Angeles County, D.C.S. (Not for Publication)
B161711 v.
Zhandra S.

The June 26, 2002, and July 25, 2002, orders are reversed only as to the issue of mother's visitation with the children. The matter is remanded to the juvenile court for a new hearing on that issue only. All other orders of the court are affirmed.

Rubin, J.

We concur: Cooper, P.J.
Boland, J.

B159632 Los Angeles County, D.C.S.
B161711 v.
Zhandra S.

Filed order consolidating above captioned appeals.